

ORIGINAL

Craig W. Christensen (ISB #2086)
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Attorney For: Citizens Community Bank

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF IDAHO

In the Matter of)	Bankruptcy No. 03-41775
)	
JOHN L. MERZLOCK,)	AMENDED PROOF OF CLAIM
)	
Debtor.)	
_____)	

1. The undersigned, who practices law at 414 South Garfield, Pocatello, Idaho, 83204, is the agent of Citizens Community Bank, P.O. Box 1689, Pocatello, Idaho, 83204, and makes this Amended Proof of Claim on behalf of the Claimant.

2. The Debtor, John L. Merzlock was as of June 12, 2003 indebted to Claimant on Judgment dated June 12, 2003 in the sum of \$206,246.14, plus interest thereon at the statutory rate from date of judgment until paid in full, plus additional and reasonable attorney fees and costs incurred in collection of said Judgment.

3. The consideration for said claim is the Judgment above referenced.

4. Copies of the writings upon which this claim is founded are attached hereto.

AMENDED PROOF OF CLAIM

U.S. COURTS

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CRAIG W. CHRISTENSEN

CLERK

Amended #1

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5. Judgment has been rendered upon the claim.

6. The amount of all payments on this claim has been credited and deducted for the purpose of making this Amended Proof of Claim.

7. This claim is not subject to any setoff or counterclaim.

8. No security interest is held for this claim except Judgment dated June 12, 2003, a copy of which is attached.

9. This claim is a general, unsecured claim except to the extent that the security, if any, described in paragraph 8 is sufficient to satisfy the claim.

10. This claim is filed as an amended unsecured claim.

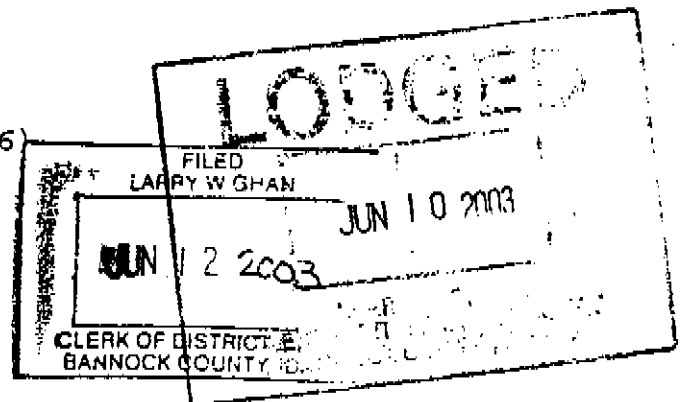
DATED This 30TH day of September, 2003.

CRAIG W. CHRISTENSEN, CHARTERED

By 
Attorney for Citizens Community Bank

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Attorney For: Citizens Community Bank

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BANNOCK

CITIZENS COMMUNITY BANK,)	Case No. CV-2003-1198B
)	
Plaintiff,)	
)	J U D G M E N T
-vs-)	
)	
ROGER K. MCATEE, a single man,)	
JOHN L. MERZLOCK, a married)	
man,)	
)	
Defendants.)	

In this action the Defendant, John L. Merzlock, having been regularly served with process and having failed to appear, answer or plead to Plaintiffs' Complaint on file and default has been entered against said Defendant.

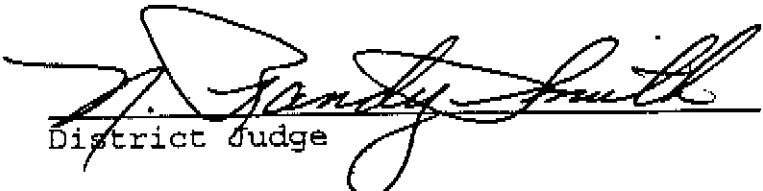
Based upon the Affidavit of Dan Heiner on file with the Court and the Court being satisfied that all the allegations in Plaintiff's Complaint are true and the Court being fully advised in the premises;

NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED, that Plaintiff, Citizens Community Bank, have Judgment against the

Defendant, John L. Merzlock, in an amount of ~~\$206,246.14~~ ^{\$206,246.14} comprised of a principal balance of \$189,675.21, accrued interest of \$12,592.30, and advances of \$400.00, as of February 12, 2003, together with accrued interest at the rate of \$20.56 per day from February 13, 2003 through June 10, 2003, in the amount of \$2,405.52, costs of court in the amount of \$173.11 and attorney's fees in the amount of ~~\$1,000.00~~ ^{\$1,000.00}, plus interest thereon at the statutory rate from the date of judgment until paid in full.

Plaintiff, Citizens Community Bank, is entitled to post-judgment reasonable attorney fees and costs incurred in attempting to collect on the judgment as provided by Idaho Code 12-120(5).

DATED This 12th day of June, 2003.


District Judge